

Docket No.: 1349.1021

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Soon-cheol KWEON et al.

Serial No. 09/455,152

Group Art Unit: 3729

Confirmation No. 4703

Filed: December 6, 1999

Examiner: D. Tugbang

For: PROCESS FOR MANUFACTURING A FLUID JETTING APPARATUS

COMMENTS REGARDING STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

A Statement of Reasons for Allowance was forwarded in the Notice of Allowability mailed January 26, 2005.

MPEP §1302.14 states, in part:

Where specific reasons are recorded by the examiner, care must be taken to ensure that statements of reasons for allowance (or indication of allowable subject matter) are accurate, precise and do not place unwarranted interpretations, whether broad or narrow upon the claims. The examiner should keep in mind the possible misinterpretations of his or her statement that may be made and its possible estoppel effects.

The Examiner characterizes certain features of various claims. However, the Examiner has not recited the appropriate language for the appropriate claims as pending and allowed in the application.

By way of example, claims 14 and 15 do not recite the limitations specifically as set forth by the Examiner in item 2 of the Reasons for Allowance.

The foregoing is merely meant to be exemplary, and does not point out all of the discrepancies between the Examiner's Statement of Reasons for Allowance and the claimed features of the currently pending claims.

It is further submitted that the claims speak for themselves and should not be interpreted based on the Examiner's characterizations of same. It is also submitted that the claims provide their own best evidence as to the reasons for allowance.

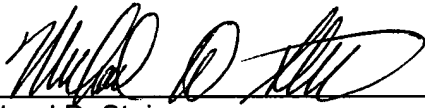
The Examiner indicates that claims 1-8, 11-17 and 19-26 are allowed. However, the Notice of Allowability correctly indicates that claim 10 is also deemed to be allowable. Accordingly, it is noted that the allowed claims should read as 1-8, 10-17 and 19-26.

In summary, it is submitted that the Examiner's Statement "raises possible misinterpretations... and possible estoppel effects" (M.P.E.P. §1302.14) and is therefore improper.

Respectfully submitted,

STEIN, MCEWEN & BUI, LLP

Date: 4/25/05

By: 
Michael D. Stein
Registration No. 37,240

1400 Eye St., N.W., Suite 300
Washington, D.C. 20005
Telephone: (202) 216-9505
Facsimile: (202) 216-9510